Elections Saskatchewan

Battleford-Cut Knife By-Election - March 17, 2003

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Elections Saskatchewan

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SASKATCHEWAN

OFFICE OF THE
CHIEF ELECTORAL OFFICER

December 23, 2003

The Honourable P. Myron Kowalsky
Speaker of the Legislative Assembly
129 Legislative Building
Regina, Saskatchewan
S4S 0B3

Honourable Speaker:

Pursuant to section 286 of *The Election Act, 1996*, I am honoured to submit the Report of the Chief Electoral Officer for the by-election held on March 17, 2002, in the provincial constituency of Battleford-Cut Knife.

The Report presents by-election financial activities by registered political party and candidate. This Report also provides an overview of election administration and official voting results by polling division. Also included is summary data for election related expenditures of Elections Saskatchewan.

Respectfully submitted,

Janice G. Baker
Chief Electoral Officer

1702 PARK STREET
REGINA, SASKATCHEWAN
CANADA S4N 6B2

TELEPHONE: (306) 787-4000 / 1-877-958-VOTE
FACSIMILE: (306) 787-4052
INTERNET: elecoff@sk.sympatico.ca

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Call of By-Election

Pursuant to subsection 38(2) of *The Legislative Assembly and Executive Council Act, 1979*, and due to the passing of Mr. Rudi Peters, The Saskatchewan Party, the constituency of Battleford-Cut Knife was left vacant on November 30, 2002. On February 17, 2003, pursuant to an Order of the Lieutenant Governor in Council, a Writ of Election was issued by the Chief Electoral Officer to Ms. Judy Jamieson, constituency returning officer. The Writ ordered that the by-election be held on Monday, March 17, 2002. An Election Calendar for the Battleford-Cut Knife by-election is included on the last page of the Official Report.

Prior to the March 17, 2003 by-election, standing in the Legislative Assembly included: 28 New Democrat, 24 Saskatchewan Party, 3 Independent and 3 vacant.

Constituency Boundaries

The Battleford-Cut Knife constituency boundary was enacted in 1994 under *The Representation Act, 1994*, on the recommendation of the Constituency Boundaries Commission, 1993, as established under *The Constituency Boundaries Act, 1993*. Polling divisions for purposes of the Battleford-Cut Knife by-election included forty-eight (48) regular polls and five (5) personal care facilities. The Battleford-Cut Knife constituency polling subdivision map and Directory of Communities are set out in Appendices I and V, respectively.

Registered Political Party and Candidate Nomination

At the time of the Battleford-Cut Knife by-election, the Office recognized the existence of six (6) political parties in the Register of Political Parties, as maintained pursuant to section 231 of *The Election Act, 1996* (the "Act"). On March 1, 2003, nomination of candidates concluded. At close of nomination, only three (3) of the Province's registered political parties nominated candidates, as follows:

Candidate	Registered Political Party[1]	Abbreviation
Gordon Yarde	New Democratic Party, Sask. Section	New Democratic Party (N.D.P.)
Larry Ingram	Saskatchewan Liberal Association	Liberal
Wally Lorenz	The Saskatchewan Party	The Saskatchewan Party

[1] The following Battleford-Cut Knife By-Election Appendices abbreviate the names of the Province's registered political parties as follows: New Democratic Party, Sask. Section - N.D.P.; Saskatchewan Liberal Association - L.; The Saskatchewan Party - Sask.

Each of the registered political parties' chief official agents and candidate business managers for the by-election were as follows:

Registered Political Party	Chief Official Agent
New Democratic Party, Sask. Section	Dale Schmeichel
Saskatchewan Liberal Association	Alan McIntyre
The Saskatchewan Party	James Rybchuk
Candidate	**Business Manager**
Gordon Yarde (N.D.P.)	Murray Ball
Larry Ingram (L.)	Jane Shury
Wally Lorenz (Sask.)	Eileen Sword

Enumeration

From the 17th of February through to the 26th of February, enumeration of eligible electors was conducted for the constituency's fifty-three polling divisions. Pursuant to section 26 of the Act, constituency enumerators sat on March 13, 2003 to make necessary revisions to the voters' lists. As a result of these efforts, 10,324 Battleford-Cut Knife residents were declared eligible to vote, as established on the revised voters' list. In addition, pursuant to section 68 of the Act, eligible electors not included on the revised voters' list were entitled to vote by declaration.

Polling

On the 11th, 12th, 13th, 14th and 15th days of March, five (5) advance polls were conducted in the Battleford-Cut Knife constituency. To facilitate electorate participation, a special polling station was established in one (1) hospital. Regular polling stations were open from 9:00 a.m. to 8:00 p.m. CST on March 17, 2003, enabling the constituency's 10,324 eligible voters the opportunity to exercise their democratic franchise. Eligible voters unable to attend either a regular, special or advance poll were entitled to vote by absentee ballot.

Electoral Results

Unofficial electoral results were announced on the evening of March 17, 2003, resulting in Mr. Wally Lorenz, The Saskatchewan Party, being declared Member-elect. The Liberal candidate forfeited his deposit, pursuant to section 47 of the Act, for not obtaining at least one half of the total number of valid votes cast for the candidate elected.

On March 29, 2003, the constituency returning officer tabulated the results of votes cast in the advance polls, special provision poll and by absentee ballot. These figures were then reflected in the constituency results concluding the final count. Upon completion of the final count, on April 9, 2003, the constituency returning officer made a Return to the Writ of Election. On April 25, 2003, the Office published in *The Saskatchewan Gazette* (Vol. 99, No. 17) notice of receipt of the Return to the Writ and the name of the candidate elected.

Registered Political Party and Candidate Financial Reporting

Pursuant to section 251 of the Act, audited Registered Political Party's Return of Election Expenses, Form E-524, were required to be filed with the Chief Electoral Officer within six (6) months of polling day (September 18, 2003). Under section 261 of the Act, candidates were required to file an audited Candidate's Return of Election Expenses, Form E-412, with the constituency returning officer, for subsequent forwarding to the Chief Electoral Officer, within three (3) months of the candidate returned being declared elected (June 29, 2003). Pursuant to the Act, the constituency returning officer published, in prescribed form, a summary of all returns respecting candidate election expenses prior to July 28, 2003.

i) Registered Political Parties

As a southern constituency, the maximum amount of money that could be spent by a registered political party in the Battleford-Cut Knife by-election, as set out in section 243 of the Act, was (a) the sum of $36,994.00 or (b) the sum obtained by multiplying the number of voters in the constituency (10,324) by $2.96, whichever sum was larger. A registered political party that endorsed a candidate who obtained fifteen (15) percent or more of all valid votes cast in the by-election and whose chief official agent filed a Registered Political Party's Return of Election Expenses,[2] pursuant to section 264 of the Act, was entitled to receive a reimbursement of a portion of its election expenses from the Province's General Revenue Fund. The amount reimbursed to a qualifying political party was the lesser of either (a) $12,331.33 or (b) one third of its election expenses.

All participating parties in the Battleford-Cut Knife by-election filed their duly audited Registered Political Party's Return of Election Expenses on or before September 18, 2003. Contributions made to political parties are not listed in the Registered Political Party's Return of Election Expenses but are set out in each party's fiscal period return, filed in accordance with section 250 of the Act. Appendix II sets out a summary of eligible expenses incurred by the registered political parties in Battleford-Cut Knife and the amounts paid in respect of each party who qualified for reimbursement.

ii) Candidates

Candidates seeking election in Battleford-Cut Knife were limited in the amount of money that they could expend. Again, as a southern constituency, a candidate seeking election was entitled to spend, pursuant to section 252 of the Act, either (a) the sum of $44,393.00 or (b) the sum obtained by multiplying the number of eligible voters in the constituency by $2.96, whichever sum was larger. A candidate who obtained fifteen (15) percent or more of all valid votes cast in Battleford-Cut Knife and whose business manager filed with the constituency returning officer a Candidate's Return of Election Expenses,[3] pursuant to section 265 of the Act, was entitled to reimbursement of a portion of their eligible election expenses. The amount reimbursed to a qualifying candidate was an amount equal to one half of the candidate's election expenses to a maximum of $22,196.50.

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[2] Pursuant to subsection 267(3) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Registered Political Party's Return of Election Expenses is eligible for a maximum reimbursable allowance of $2,272.00.

[3] Pursuant to subsection 267(6) of the Act, auditing services rendered in respect of preparation of a report pertaining to a Candidate's Return of Election Expenses is eligible for a maximum reimbursable allowance of $737.00.

All candidates filed their returns respecting contributions received and election expenses incurred in the course of the by-election, duly audited, on or before June 29, 2003. On the 10th of October, 2003, the Office published in *The Saskatchewan Gazette* (Vol. 99, No. 41) a summary of candidate contributions received and expenditures incurred in Battleford-Cut Knife, as well as the amounts paid in respect of each candidate who qualified for reimbursement. Such contributions, expenditures and reimbursements are reported in Appendix III.

Elections Saskatchewan Expenditures

The total cost of conducting the March 17, 2003 by-election in Battleford-Cut Knife was $129,131.85. This figure is inclusive of, and reported by, administrative and constituency expenditure. See Appendix IV for an itemization of particular expenditures incurred in each of these two categories. Should further constituency expenditure specifics be required, refer to the Detail of Expenditures *The Election Act, 1996* Provincial Constituencies Fiscal Year 2002-2003, tabled in the Legislative Assembly on December 12, 2003.

Documentation

Pursuant to section 232 of the Act, the Chief Electoral Officer is obliged to hold, in addition to the information contained in the Register of Political Parties, all original financial particulars concerning registered political parties' fiscal period and election expenses documentation for the purposes of public inspection. Also held are the returns and the original financial documentation regarding individual candidate election expenses, pursuant to section 262 of the Act. Such information is available for public inspection during regular office hours at Elections Saskatchewan.

Election Calendar

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Writ of Election:		**-34** February 11	**-33** February 12	**-32** February 13	**-31** February 14	**-30** February 15
Minimum Writ Period: (28 days) The minimum number of days between issue of the Writ of Election and Nomination Day is 11 clear days. (The date fixed for issuing the Writ of Election and the date fixed for Nomination Day are to be excluded (clause 31(3)(b) and subsection (4)).						
Maximum Writ Period: (34 days) The maximum number of days between issue of the Writ of Election and Nomination Day is 17 clear days. (The date fixed for issuing the Writ of Election and the date fixed for Nomination Day are to be excluded (clause 31(3)(b) and subsection (4)).						
-29 February 16	**-28** February 17 **WRIT ISSUES** Date of issue of Writ of Election Commence accepting nomination of candidates **Enumeration Schools** s. 31(2); (3)(b); s. 44	**-27** February 18	**-26** February 19 Print election Proclamation	**-25** February 20 **Enumeration**	**-24** February 21 Begin monitoring each enumerator's progress	**-23** February 22 Last day to post election Proclamation • Returning Officer's Office • Post Offices in constituency s. 34(3)
-22 February 23 Check completed E-200A and begin data entry of preliminary voters' lists	**-21** February 24	**-20** February 25 Photocopy secondary voters' lists (E-200) to be distributed to each candidate as available	**-19** February 26 Enumeration completed; telephone C.E.O. with number of names enumerated	**-18** February 27 Commence selection of voters to act as deputy returning officers, poll clerks and alternates	**-17** February 28 Reproduction of secondary Voters' Lists completed **(Day -15)** Forward 3 copies (5 copies Northern constituencies) of each polling division list to enumerator, 10 copies including disk copy to candidates, 5 copies to C.E.O. s. 25(1)(a); (b); s. 139(5)	**-16** March 1 **NOMINATION DAY** Facsimile/Telephone C.E.O. re: candidates • Furnish to Candidates list of candidates and enumerators s. 31(3)(b) s. 35(3); s. 44(1); s. 51(1)
-15 March 2 Arrange for publication of candidates nominated Arrange for printing of ballots s. 35(3); s. 51(2)	**-14** March 3 Secondary Voters' Lists, including list of enumerators, to be publicly displayed in the head office of (rural - each municipality in the constituency or urban - the municipality in which the constituency is situated) and in the constituency Returning Officer's Office (approximately sixteen (16) days before election day) • Commence accepting revisions to the secondary Voters' Lists s. 25(1)(b)	**-13** March 4	**-12** March 5 Last day to receive Absentee Voter Applications s. 87(3)	**-11** March 6 Furnish to deputy returning officers (advance and regular polls) and candidates list of absentee voters to whom ballot paper was forwarded s. 88(3); (5)	**-10** March 7 **D.R.O. Schools**	**-9** March 8
-8 March 9 Election officials and campaign workers should be encouraged to vote at advance poll Last day for applicant voter to receive absentee ballot paper and related materials, if mailed s. 88(2)(b)	**-7** March 10 Last day for applicant voter to receive absentee ballot paper and related materials, if delivered s. 88(2)(a)	**-6** March 11 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** s. 132(a)	**-5** March 12 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** s. 132(a)	**-4** March 13 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** **REVISION DAY** **2 p.m. - 10 p.m. C.S.T.** s. 26; s. 132(a)	**-3** March 14 **ADVANCE POLL** **3 p.m. - 10 p.m. C.S.T.** Prepare to receive enumerators' expense claims s. 132(a)	**-2** March 15 **ADVANCE POLL** **12 noon - 7 p.m. C.S.T.** Deadline for enumerator to deliver official Voters' List to deputy returning officer s. 28(3); s. 132(b)
-1 March 16 Receive advance poll voter information and forward to applicable deputy returning officers	**0** March 17 **ELECTION DAY** **9 a.m. - 8 p.m. C.S.T.** Ensure arrangements for the display and tabulation of unofficial results Facsimile/Telephone results of election to C.E.O. s. 62	**+1** March 18 Ensure all ballot boxes and election materials are received from deputy returning officers	**+2** March 19 Prepare to receive deputy returning officers', poll clerks', etc. expense claims	**+3** March 20	**+4** March 21	**+5** March 22 Last day for forwarding Imprest Account and related financial materials to C.E.O.
+6 March 23	**+7** March 24	**+8** March 25	**+9** March 26	**+10** March 27 12 noon deadline for receipt of absentee voter certificate envelopes (postmarked not later than 8 p.m. on election day) s. 89(5)(b); (c)	**+11** March 28	**+12** March 29 **FINAL COUNT** by Returning Officer s. 31(3)(e)(i); s. 145
+13 March 30	**+14** March 31 Collection of ballot boxes and election materials by C.E.O. • Vacate office space	**+15** April 1	**+16** April 2 Last day to request a recount or an addition 155(2)(c)	**+17** April 3	**+18** April 4	**+19** April 5
+20 April 6	**+21** April 7	**+22** April 8	**+23** April 9 **RETURN TO THE WRIT** Forward election Return and other documents to C.E.O. s. 31(3)(f)(i); s. 171	**+24** April 10	**+25** April 11	**+26** April 12

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Vote Summary by Constituency Polling Division: Battleford-Cut Knife

Appendix I

Poll No.	Polling Location Name	Eligible Voters	Votes Cast For: Larry Ingram L.	Gordon Yarde N.D.P.	Wally Lorenz Sask.	Total Counted	Rejected
1	Macklin Rural	194	2	17	65	84	-
2	Macklin North	309	19	14	89	122	-
3	Macklin East	253	19	8	44	71	-
4	Macklin West	221	9	13	66	88	-
5	Senlac	152	6	12	63	81	-
6	Marsden Rural	210	3	26	70	99	-
7	Marsden	185	14	25	48	87	-
8	Neilburg Rural	281	3	26	67	96	-
9	Neilburg	219	11	38	35	84	-
10	Baldwinton	224	3	15	54	72	-
11	Vera	168	11	12	53	76	1
12	Little Pine I.R.	148	5	117	4	126	-
13	Poundmaker I.R.	314	10	49	3	62	-
14	Cut Knife Rural	157	1	21	58	80	-
15	Cut Knife West	180	6	33	63	102	-
16	Cut Knife East	168	11	40	43	94	-
17	Unity Rural	168	4	7	69	80	-
18	Unity	216	9	30	52	91	-
19	Unity	235	11	40	72	123	-
20	Unity	236	9	27	69	105	-
21	Unity	232	23	29	71	123	-
22	Unity	333	29	32	137	198	2
23	Unity	243	19	30	76	125	1
24	Rockhaven	123	6	12	54	72	-
25	Sweetgrass I.R.	336	2	102	2	106	-
26	Wilkie Rural	275	5	17	128	150	-
27	Wilkie	181	5	9	77	91	-
28	Wilkie	252	5	22	109	136	1
29	Wilkie	243	-	20	118	138	1
30	Wilkie	168	10	16	83	109	-
31	Leipzig	82	1	9	29	39	-
32	Landis Rural	136	5	18	45	68	1
33	Landis	111	9	19	27	55	-
34	Cando	132	3	14	43	60	-
35	Red Pheasant I.R.	99	5	43	7	55	1
36	Mosquito I.R.	143	20	16	17	53	-
37	Garden Prairie	145	2	10	51	63	-
38	Prongua	253	6	36	71	113	-
39	Delmas	311	12	21	79	112	-
40	Battleford	284	18	47	69	134	-
41	Battleford	213	7	49	27	83	-
42	Battleford	284	15	54	46	115	-
43	Battleford	229	13	62	38	113	-
44	Battleford	192	14	36	43	93	-
45	Battleford	192	9	41	37	87	-
46	Battleford	206	5	51	23	79	-
47	Battleford	177	6	40	40	86	1
48	Battleford	267	20	36	73	129	-
	Battlefords District Care Centre, Battleford	131	10	12	5	27	-
	Cut Knife Health Complex, Cut Knife	28	4	5	5	14	-
	St. Joseph's Health Centre, Macklin	22	3	2	2	7	1
	Unity and District Health Centre (I), Unity	33	4	4	5	13	1
	Wilkie and District Health Centre, Wilkie	30	3	5	4	12	-
	Battleford Advance		7	55	67	129	-
	Macklin Advance		4	4	9	17	-
	Neilburg Advance		-	9	13	22	-
	Unity Advance		6	22	53	81	-
	Wilkie Advance		2	26	66	94	-
	Absentee Ballots		2	3	8	13	-
	Hospital/Remand Ballots		-	1	2	3	
	Totals	10,324	485	1,609	2,946	5,040	11
	Candidate Elected - Wally Lorenz						
	Plurality	1,337					
	% Who Voted	48.92%					
	% By Party		9.62%	31.93%	58.45%		

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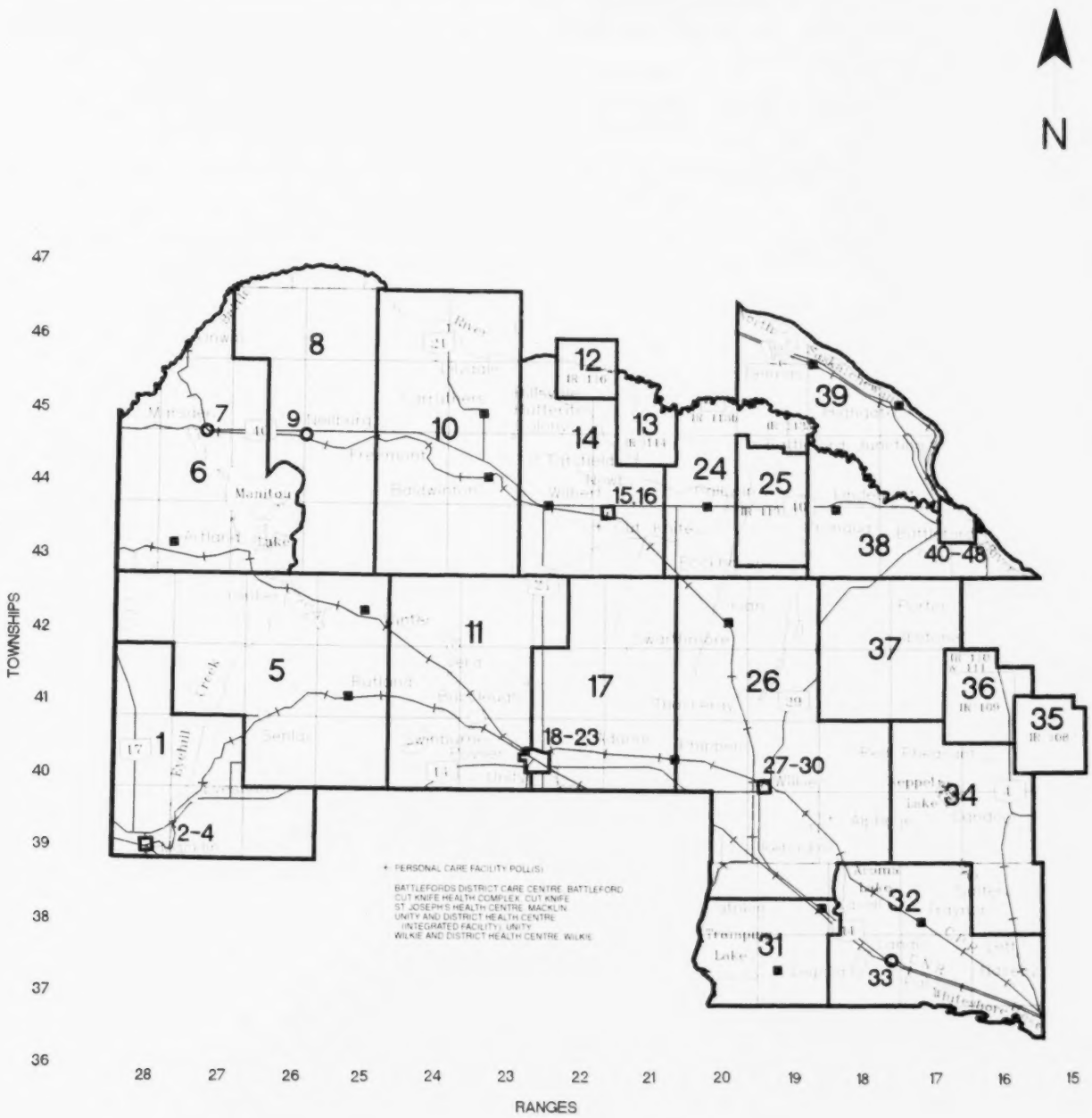
Constituency of Battleford-Cut Knife



NOTE: THIS EDITION

CONSTITUENCY BOUNDARIES ARE DRAWN
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PUBLISHED BY THE CHIEF ELECTORAL OFFICER
URBAN MUNICIPAL BOUNDARIES AS OF 31 DEC 1980

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Summary of Expenses Incurred and Reimbursements Paid: Registered Political Parties

Registered Political Party	Maximum Expenses Allowable	Petty Expenses	Hire of Premises	Advertising
Liberal	36,994.00	-	-	-
New Democratic Party (N.D.P.)	36,994.00	-	-	-
The Saskatchewan Party	36,994.00	-	-	-
Totals	110,982.00	-	-	-

(a) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.

Appendix II

Services	Goods Supplied	Travel and Hire of Vehicle	Unpaid or Disputed Claims(a)	Total of Expenses	Amount of Reimbursement
-	-	-	-	-	-
42.45	-	566.24	-	608.69	202.90
-	-	-	-	-	-
42.45	-	566.24	-	608.69	202.90

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Summary of Contributions Received, Expenses Incurred and Reimbursements Paid: Candidates and Business Managers

Candidate	Contributions Received	Maximum Expenses Allowable	Candidate's Personal Expenses(a)	Candidate's Campaign Expenses	Petty Expenses	Hire of Premises
Battleford-Cut Knife						
(Eligible Voters - 10,324)						
Larry Ingram (L.)	15,897.70	44,393.00	-	-	-	250.00
Gordon Yarde (N.D.P.)	30,805.22	44,393.00	-	547.00	162.30	525.00
Wally Lorenz (Sask.)	48,859.19	44,393.00	-	1,142.10	1,483.44	1,150.00
Totals	95,562.11	133,179.00	-	1,689.10	1,645.74	1,925.00

(a) Candidate's personal expenses are not included in the total of expenses.
(b) Unpaid claims, if paid, are included in the total of expenses used for the calculation of reimbursement; disputed claims are not.
(c) Candidate failed to qualify for reimbursement pursuant to subsection 265(1) of *The Election Act, 1996*.

Advertising	Services	Goods Supplied	Travel and Hire of Vehicle	Unpaid or Disputed Claims(b)	Total of Expenses	Amount of Reimbursement
1,709.69	4,445.78	5,217.82	118.91	-	11,742.20	(c)
5,058.40	19,746.61	2,928.08	1,234.38	-	30,201.77	15,100.89
4,332.46	14,272.10	16,746.48	-	-	39,126.58	19,563.29
11,100.55	38,464.49	24,892.38	1,353.29	-	81,070.55	34,664.18

Elections Saskatchewan Expenditures

Appendix IV

By-Election: Constituency of Battleford-Cut Knife

I.	Elections Saskatchewan	
	A) Administration	
	(i) Advertising	$ 21,365.51
	(ii) General Contractual Services	447.63
	(iii) Postal/Courier/Freight	40.50
	(iv) Travel/Business	38.00
	(v) Transportation	526.96
	B) Registered Political Parties	
	(i) Reimbursement of Registered Political Parties' Election Expenses	202.90
	(ii) Reimbursement of Auditors' Fees	1,186.50
	Elections Saskatchewan Expenditure	$ 23,808.00
II.	Constituency	
	A) Election Officials	
	(i) Returning Officer	$ 4,340.00
	(ii) Election Clerk	3,000.00
	(iii) Enumerators	16,618.69
	(iv) Polls (Officials/Rental of Space)	27,358.28
	B) Administration	
	(i) General Contractual Services	4,724.93
	(ii) Rent of Ground/Buildings/Office Space	1,340.00
	(iii) Rent of Office Equipment	259.00
	(iv) Information Technology	1,155.14
	(v) Telephones	1,535.25
	(vi) Miscellaneous Materials/Supplies	17.73
	(vii) Postal/Courier/Freight	309.78
	(viii) Advertising	2,894.00
	(ix) Printing/Duplicating (Ballots/Proclamation/Voters' List)	3,861.58
	(x) Travel/Business	1,319.29
	C) Candidates	
	(i) Reimbursement of Candidates' Election Expenses	34,664.18
	(ii) Reimbursement of Auditors' Fees	1,926.00
	Constituency Expenditure	$105,323.85
	Total By-Election Expenditures	**$129,131.85**

Eligible Voters 10,324
Cost Per Voter $12.51 (12.507928)

Community	
Adanac	Hamlet
Artland	Hamlet
Baldwinton	Hamlet
Battleford	Town
Cando	Village
Carruthers	Hamlet
Cavell	Hamlet
Cloan	Hamlet
Cut Knife	Town
Delmas	Organized Hamlet
Evesham	Hamlet
Gallivan	Hamlet
Highgate	Hamlet
Landis	Village
Leipzig	Hamlet
Macklin	Town
Marsden	Village
Neilburg	Village
Phippen	Hamlet
Prongua	Hamlet
Rockhaven	Village
Rutland	Hamlet
Senlac	Village
Traynor	Hamlet
Unity	Town
Wilbert	Hamlet
Wilkie	Town
Winter	Hamlet